

James W. Morando, CA Bar No. 87896  
Deepak Gupta, CA Bar No. 226991  
FARELLA BRAUN & MARTEL LLP  
235 Montgomery Street, 17th Floor  
San Francisco, California 94104  
Telephone: 415.954.4457  
Facsimile: 415.954.4480  
Email: jmorando@fbm.com  
Email: dgupta@fbm.com

Catherine Ahlin-Halverson, CA Bar No. 209391  
Alain M. Baudry, MN Bar No. 186685 (admitted *Pro hac vice*)  
Keiko L. Sugisaka, MN Bar No. 266152 (admitted *Pro hac vice*)  
Joseph P. Ceronsky, MN Bar No. 391059 (admitted *Pro hac vice*)  
MASLON EDELMAN BORMAN & BRAND, LLP  
3300 Wells Fargo Center  
90 South Seventh Street  
Minneapolis, MN 55402-4140  
Telephone: 612-672-8200  
Facsimile: 612-672-8344  
Email: alain.baudry@maslon.com

**ATTORNEYS FOR DEFENDANTS JINGIT  
LLC, JINGIT HOLDINGS, LLC, JINGIT  
FINANCIAL SERVICES, LLC, TODD ROOKE,  
JOE ROGNESS, SAM ASHKAR, PHIL HAZEL,  
HOLLY OLIVER, SHANNON DAVIS, JUSTIN  
JAMES, CHRIS OHLSEN, DAN FRAWLEY,  
DAVE MOOREHOUSE, II, TONY ABENA,  
CHRIS KARLS, JOHN E. FLEMING, AND  
MUSIC.ME, LLC**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

Indiezone, Inc., a Delaware corporation, and EoBuy,  
Limited an Irish private limited company,

Plaintiffs,

vs.

Todd Rooke, Joe Rogness, Phil Hazel, Sam Ashkar,  
Holly Oliver and U.S. Bank, collectively the ***RICO***  
***Defendants***;

Jingit LLC, Jingit Holdings, LLC, Jingit Financial  
Services LLC., Music.Me, LLC., Tony Abena, John E.  
Fleming, Dan Frawley, Dave Moorehouse II, Chris

Case No: CV 13-04280 YGR/EDL

**DECLARATION OF KEIKO L.  
SUGISAKA IN SUPPORT OF  
DEFENDANTS' RESPONSE TO  
PLAINTIFFS' SECOND MOTION  
PURSUANT TO CIVIL L.R. 6-1 FOR  
AN ENLARGEMENT OF TIME**

Ohlsen, Justin James, Shannon Davis, Chris Karls in their capacities as officers, agents and/or employees of Jingit LLC, ***Defendants in Negligence, and Aiding/Abetting***;

Wal-Mart, General Electric, Target, DOE(s) and ROE(s) 1 through 10, ***Defendants in Negligence Secondary-Vicarious Infringement***,

Defendants.

I, Keiko L. Sugisaka, declare under penalty of perjury as follows:

1. I am a member of the firm Maslon Edelman Borman & Brand, LLP.

2. I make this Declaration in support of Defendants' Response to Plaintiffs' Second Motion Pursuant to Civil L.R. 6-1 For An Enlargement Of Time.

3. Miguel R. San Jose, associate of Douglas Dollinger, counsel for Plaintiffs, contacted me on February 13, 2014, and requested an extension of time until Monday, February 17, 2014, to respond to Defendants' Motions to Compel Arbitration, Dismiss, and Stay All Remaining Proceedings (ECF 29) due to severe weather occurring at Plaintiffs' counsel's offices. I agreed that Defendants would not oppose an extension for Plaintiffs until February 17, 2014, if Defendants were provided a similar extension until February 28, 2014, to file their Reply.

4. The inclusion of Defendants' names and names of their counsel in the heading of Plaintiffs' Second Unopposed Motion For An Enlargement Of Time was in error. (ECF 51, p. 1.) Defendants did not join in the filing of Plaintiffs' Motion.

I declare under penalty of perjury pursuant to the laws of the United States of America that the foregoing is true and correct.

Dated: February 17, 2014

s/ Keiko L. Sugisaka  
Keiko L. Sugisaka

#1022985